

REMARKS

Applicant requests favorable reconsideration and allowance of this application in view of the foregoing amendments and the following remarks.

Claims 1 through 22 are pending in this application, with Claims 1, 4, 6, 9, 11, 14, 16, 19, 21, and 22 being independent.

Claims 1, 4-7, 9, 11, 14-17, 19, 21, and 22 have been amended. Applicant submits that no new matter has been added.

Claims 1-5, 11-15, and 22 stand rejected under 35 U.S.C. §102(b) as being anticipated by EP 0715246 A1 (Stefik et al). Applicant respectfully traverses this rejection for the reasons discussed below.

As recited in independent Claim 1, the present invention includes, *inter alia*, the features of receiving scene data comprised of a plurality of data streams, identifying a data stream having copyright-protected data from the received scene data, and constructing a scene from a plurality of objects and the plurality of data streams on the basis of an identification result such that the constructed scene does not include the identified data stream and an object related to the identified data stream until a predetermined authenticating process is completed. Applicant submits that the cited art fails to disclose or suggest at least these features.

Stefik et al. discloses the setting of usage right information for each of a plurality of digital works. However, that document fails to disclose or suggest at least the features of identifying a data stream having copyright-protected data and constructing a scene on the basis of the identification result such that the scene does not include the identified data stream having the

copyright information and a related object until an authentication process is completed. The Examiner notes page 2, line to page 3, line 2 as disclosing partial access. However, Applicant submits that the disclosed partial access still fails to disclose or suggest at least the features of receiving a plurality of data streams, identifying a data stream having copyright-protected information, and constructing a scene on the basis of the identification result. Accordingly, Applicant submits that Claim 1 is patentable over the cited art.

Claims 4, 11, 14, and 22 recite similar features to Claim 1 and are believed patentable for similar reasons.

Claims 6-10 and 16-21 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Stefik et al. and the article by Casalino, et al. entitled "MPEG-4 Systems, concepts and implementation" (Casalino et al.). Applicant respectfully traverses this rejection for the reasons discussed below.

As recited in Claim 6, the present invention includes, among others, the features of receiving scene data including data describing a 3-dimensional scene, media data, and copyright-protected information, controlling accesses to the data describing the 3-dimensional scene and the media data on the basis of the copyright-protected data, executing a predetermined authenticating process for the media data, decoding the media data, forming a copyright-protected scene and a copyright-unprotected scene from the data describing the 3-dimensional scene on the basis of the copyright-protected data, and constructing the 3-dimensional scene on the basis of the decoded media data. Applicant submits that the cited art fails to disclose or suggest at least these features.

As discussed above, Stefik, et al. discloses setting usage right information for a plurality of digital works. However, for reasons similar to those discussed above with respect to Claim 1, that document fails to disclose or suggest at least the above-mentioned features of Claim 6.

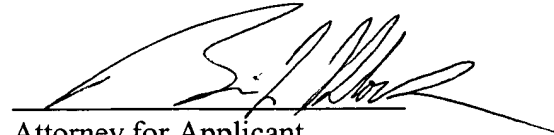
Casalino, et al. likewise fails to disclose or suggest at least the above-mentioned features of Claim 6. As stated in the Office Action, that document is cited to teach three-dimensional objects. It does not remedy the above-noted deficiencies of Stefik, et al. Contrary to the Examiner's assertion, Applicant is not "attacking references individually." Rather, Applicant is pointing out that Casalino, et al., like Stefik, et al., fails to disclose or suggest at least the above-mentioned features of Claim 6. Since neither of those documents either discloses or suggests those features, then even if those references could be combined one would not obtain all the features of the claimed invention. Accordingly, Applicant submits that Claim 6 is patentable over the cited art, whether that art is considered individually or taken in combination.

Claims 9, 16, 19, and 21 recite features similar to Claim 6 and are believed patentable for similar reasons.

In view of the foregoing, this application is believed to be in condition for allowance. Favorable reconsideration, entry of this Amendment, withdrawal of the rejections and an early Notice of Allowance are respectfully requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 721-5427. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. L. Klock", is written over a horizontal line.

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